

Samuel Brown (Ark. Bar No. 2020210)
Sanford Law Firm, PLLC
Kirkpatrick Plaza
10800 Financial Centre Pkwy, Suite 510
Little Rock, Arkansas 72211
(501) 500-9744
samuel@sanfordlawfirm.com

Attorney for Plaintiffs

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA
PHOENIX DIVISION

Todd Heichel, Rudy Castro, Justin
Garmendia, Joshua Holgate and Randi
Pitts, Each Individually and on Behalf of
All Others Similarly Situated,

Plaintiffs,

v.

Tri City Transport, LLC, SWWOOP,
LLC, and Michael Butler,

Defendants.

NO. 2:22-cv-1513-PHX-SMM

**DECLARATION OF
SHAVALE EVISON**

I, Shavale Evison, do hereby swear, affirm, and attest as follows, based upon my
personal knowledge of the matters contained herein:

1. My name is Shavale Evison, and I am over the age of 18 and duly qualified
to execute this declaration.

2. I am a resident and domiciliary of the State of Nevada.

1 3. I was employed by Tri City Transport, LLC, SWWOOP, LLC, and
2 Michael Butler (“Defendants”), from November of 2022 to January of 2023. Defendants
3 operated a non-emergency medical transport and medical supply delivery business.

4 4. I worked for Defendants as a delivery driver. My employment caused me
5 to drive to various places in Arizona to perform deliveries.

6 5. As a delivery driver, my primary duties were delivering medicine and
7 transporting people to appointments.

8 6. Defendants paid me very little for my work, amounting to one \$800
9 payment.

10 7. I drove a company vehicle, but I was required to pay for gas.

11 8. I worked approximately 60 hours in a week and did not receive sufficient
12 minimum wages or overtime premium.

13 9. Defendants owe me a total of \$24,796.50 which is shown by a calculation
14 of damages that is submitted as Exhibit 1. I am owed \$8,265.50 in back wages for unpaid
15 overtime premiums and minimum wages, and under the liquidated damages provisions
16 of the Fair Labor Standards Act, I am owed an equal amount in liquidated damages. In
17 addition, under Arizona Revised Statute § 23-355, I am entitled a further equal amount
18 as treble damages.

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Shavale Evison
SHVALE EVISON

Date	Total Hours	Total Pay	Minimum Wage	Minimum Wage Damages	OT Damages	Total Damages	Treble Damages
11/1/22	60	\$0.00	\$12.80	\$768.00	\$128.00	\$896.00	\$2,688.00
11/8/22	60	\$0.00	\$12.80	\$768.00	\$128.00	\$896.00	\$2,688.00
11/15/22	60	\$800.00	\$12.80	\$0.00	\$128.00	\$128.00	\$384.00
11/22/22	60	\$0.00	\$12.80	\$768.00	\$128.00	\$896.00	\$2,688.00
11/29/22	60	\$0.00	\$12.80	\$768.00	\$128.00	\$896.00	\$2,688.00
12/6/22	60	\$0.00	\$12.80	\$768.00	\$128.00	\$896.00	\$2,688.00
12/13/22	60	\$0.00	\$12.80	\$768.00	\$128.00	\$896.00	\$2,688.00
12/20/22	60	\$0.00	\$12.80	\$768.00	\$128.00	\$896.00	\$2,688.00
12/27/22	60	\$0.00	\$12.80	\$768.00	\$128.00	\$896.00	\$2,688.00
1/3/23	60	\$0.00	\$13.85	\$831.00	\$138.50	\$969.50	\$2,908.50
				\$6,975.00	\$1,290.50	\$8,265.50	\$24,796.50